

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

JASON L. SMITH	§
VS.	§ CIVIL ACTION NO. 1:23-CV-198
WARDEN, USP BEAUMONT	§

ORDER ADOPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Petitioner Jason L. Smith, a prisoner confined at the United States Penitentiary in Beaumont, Texas, proceeding *pro se*, filed this petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241.

The Court referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this Court. On May 20, 2024, the magistrate judge recommended granting Respondent's motion for summary judgment and denying the petition. To date, the parties have not filed objections to the report and recommendation.


The Court received and considered the Report and Recommendation of United States Magistrate Judge pursuant to such referral, along with the record, pleadings and all available evidence. Proper notice was given to Petitioner at his last known address. *See* FED. R. CIV. P. 5(b)(2)(C). After careful review, the Court finds that the findings of fact and conclusions of law of the United States Magistrate Judge are correct.

ORDER

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the Report and Recommendation of United States Magistrate Judge [Dkt. 8] is ADOPTED. A

final judgment will be entered in this case in accordance with the magistrate judge's recommendation.

SIGNED this 23rd day of June, 2024.

A handwritten signature in cursive script, reading "Michael J. Truncale", written in black ink.

Michael J. Truncale
United States District Judge